

**SOUTH CAROLINA DEPARTMENT OF LABOR, LICENSING AND REGULATION
BEFORE THE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND
SURVEYORS**

IN THE MATTER OF:

LYNDON STEEL COMPANY, LLC

CONSENT AGREEMENT

Case No.: 2014-52

Respondent.

By agreement of the State Board of Registration for Professional Engineers and Surveyors (the Board) and the above-named Respondent, the following disposition of this matter is entered pursuant to the provisions of the S.C. Code Ann. § 1-23-320(f) (1976, as amended) and the S.C. Administrative Procedures Act (APA).

FINDINGS OF FACT

1. The Respondent, Lyndon Steel Company, LLC, admits the Board has jurisdiction over it and over the subject matter of this action as provided by S.C. Code Ann. § 40-22-115.
2. The Respondent admits that it practiced engineering on four projects in South Carolina prior to applying for a Certificate of Authorization on or about April 8, 2014.
3. The Respondent admits it has received fifty-three thousand dollars (\$53,000.00) in fees in payment for these projects.
4. The Respondent waives any further findings of fact with respect to this matter.

CONCLUSIONS OF LAW

The Respondent admits that as a result of the previous admissions herein, the Respondent has violated S.C. Code of Laws §§ 40-22-30(A) and 40-22-30(C) (1976, as amended). The Respondent hereby waives any further conclusions of law with respect to this matter.

THEREFORE, IT IS AGREED with the Respondent's consent that:

1. The Respondent is hereby issued a Public Reprimand.

2. The Respondent shall pay a fine of two thousand dollars (\$2,000.00) to the Board within sixty (60) days of the effective date of this Agreement. Said fine shall not be deemed paid until received by the Board in the form of a money order or cashier's check.
3. It is understood and agreed that if the Respondent fails to meet the conditions agreed to in this Consent Agreement, the Respondent's license may be suspended immediately pending compliance. Non-compliance may result in further discipline. Any license law violation by the Respondent constitutes a failure to meet this Consent Agreement's conditions.
4. The Respondent has full knowledge that it has the right to a hearing and to be represented by counsel in this matter, and freely, knowingly, and voluntarily waives such rights by entering into this Consent Agreement. The Respondent understands and agrees that by entering into this Consent Agreement, it voluntarily relinquishes any right to judicial review of Board action(s) which may be taken concerning any related matters.
5. The Respondent understands and agrees that this Consent Agreement will not become effective unless and until the Board approves it. The Respondent understands and agrees that this Consent Agreement, if approved, will be disseminated as a public action of the Board in the manner provided by law. The Respondent understands and agrees that if this Consent Agreement is not approved, it shall not constitute an admission against interest in this proceeding or prejudice the right of the Board to adjudicate this matter.
6. Pursuant to the South Carolina Freedom of Information Act, this Consent Agreement, with any attachments, is a public document.
7. Respondent shall promptly advise this Board in writing of any changes in address, practice, privileges, professional status, or compliance with this agreement. Correspondence and copies of reports, notices, and payments of civil penalties mentioned herein shall be directed to:

SC LLR Office of Licensure and Compliance
ATTN: Compliance Manager Board of Registration
for Professional Engineers and Surveyors
P.O. Box 11597
Columbia, SC 29211-1597

8. This Consent Agreement shall take effect immediately upon the Board's acceptance and service upon Respondent.

AND IT IS SO AGREED.

**SOUTH CAROLINA BOARD OF REGISTRATION
FOR PROFESSIONAL ENGINEERS AND
SURVEYORS**

1/20/2015
Date

Timothy Rickborn
TIMOTHY RICKBORN, PE, Chairman

I CONSENT:

Shaun Franklin Plybon
LYNDON STEEL COMPANY, LLC
RESPONDENT
BY: SHAUN FRANKLIN PLYBON
(Printed Name)

11.18.14
Date

Erin G. Baldwin
ERIN G. BALDWIN
Assistant Disciplinary Counsel
Office of Disciplinary Counsel
Office of General Counsel
SC Department of Labor, Licensing and Regulation
110 Centerview Dr.
P.O. Box 11329
Columbia, SC 29211-1329
803-896-4581
803-896-4471 (fax)

12/5/14
Date

**SOUTH CAROLINA DEPARTMENT OF LABOR, LICENSING AND REGULATION
BEFORE THE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND
SURVEYORS**

IN THE MATTER OF:

LYNDON STEEL COMPANY, LLC,
License No.: Unlicensed

Respondent.


OIE Case No.: 2014-52

CERTIFICATE OF SERVICE

I hereby certify that I have this day caused to be served the within fully executed **Consent Agreement** upon the person hereafter named, by placing the same in an envelope, securely wrapped, in the United States first class mail, certified mail, return receipt requested, properly addressed to the said person hereafter named, at the place and address stated below, which is the last known address for the same:

Lyndon Steel Company, LLC

**SOUTH CAROLINA DEPARTMENT OF
LABOR, LICENSING & REGULATION**



Ieshia N. Watson, Administrative Assistant
LLR-Office of Disciplinary Counsel
Post Office Box 11329
Columbia SC 29211-1329
(803) 896-4476

February 3, 2015.